

#2

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Docket Number
(Optional)
5158N1P1

Title: Hydroxamic Acids Useful in the Treatment of Hyper-Proliferative Disorders

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of
The basic national fee (identify type of reply):

☐ has been filed previously on _____

☒ is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a patent. The public burden of this collection of information is estimated to be 1 hour per response, including gathering, preparing, and submitting the completed application form to the USPTO. The burden may vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/28/2005 LLANDGRA 00000033 133372 10554390

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3. Terminal disclaimer with disclaimer fee

☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

William F. Gray
Signature

20 October 2005
Date

William F. Gray
Typed or Printed Name

31,018
Registration Number, if applicable

Bayer Pharmaceuticals Corporation
Address

(203) 812-2712
Telephone Number

400 Morgan Lane, West Haven, CT 06516
Address

Enclosures: ☐ Response

☒ Fee Payment

☐ Terminal Disclaimer

☒ Other (please identify):

The Commissioner is hereby authorized to charge Deposit Account No. 13 3372 in the amount of \$1,500.00 for the matters indicated above. The Commissioner is also authorized to charge any additional fees, any underpayment of fees, and credit any overpayment to the above deposit account. A duplicate of this request is attached.

- 1) Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 U.S.C. 371 [IN DUPLICATE];
- 2) Application Data Sheet under 37 C.F.R. 1.76;
- 3) Original executed oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4));
- 4) Copy of the International Application as filed (35 U.S.C. 371(c)(2));
- 5) Itemized Return Receipt Postcard.